

**From:** [ENERGY STAR Enforcement](#)  
**To:** (b) (4)  
**Cc:** [windows@energystar.gov](mailto:windows@energystar.gov); (b) (4)  
**Subject:** ENERGY STAR Dispute – EPA disqualifying (b) (4) (Case #: WDS05-2016-01)  
**Date:** (b) (4)

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Dear (b) (4):

EPA has completed its review of (b) (4) testing failure dispute, and determined that (b) (4) window (b) (4) will be disqualified from the ENERGY STAR Program.

The (b) (4) dispute states that (b) (4). The laboratory report indicates that there was no obvious abnormality, such as cracked glass, with the tested unit. In addition, a consumer or lab technician would not be able to detect an insulating gas leak of this nature without technical equipment to detect the leak or spotting visible damage to the unit. For these reasons, EPA will not grant a re-test of this model and it will be disqualified from the ENERGY STAR.

Organizations responsible for ENERGY STAR products that are disqualified through ENERGY STAR verification testing are required to submit confirmation of product control measures (“PCM”) taken to control the sale, distribution and promotion of the affected units in the marketplace.

(b) (4) submittal of PCM is due by (b) (4), and should be made using the standard Partner Response Form (“PRF”) available at [www.energystar.gov/prfnd](http://www.energystar.gov/prfnd). Upon review of (b) (4) proposed PCM, EPA will notify (b) (4) whether they are acceptable. If (b) (4) seeks to deviate from the proposed PCM, it must notify EPA prior to doing so.

Please submit (b) (4) completed PRF and any supporting documentation to [enforcement@energystar.gov](mailto:enforcement@energystar.gov). **All communication regarding this notice must include the appropriate case number WDS05-2016-01 in the subject line.**

As the ENERGY STAR name and logo are registered marks belonging to the U.S. government, EPA must ensure they are used correctly to protect the integrity of the program they represent. Any partner that uses the name and/or logo improperly and fails to take product control measures per EPA’s request may be subject to termination of its ENERGY STAR Partnership Agreement, and referred to EPA’s Office of General Counsel.

Thank you for your prompt attention to this matter and your continued support of the ENERGY STAR program.

Sent on behalf of:

Mariah Steele  
ENERGY STAR Program Compliance  
U.S. Environmental Protection Agency  
(202) 343-9305  
Email: [Steele.Mariah@epa.gov](mailto:Steele.Mariah@epa.gov)